

the director; granting the director the authority to prepare forms for the administration of this Act, and to promulgate rules and regulations; prescribing that each section of this Act and each subsection, sentence, clause and phrase is hereby declared to be independently operative, and declaring an emergency."

Read and referred to the Committee on Finance.

### Senate Resolution No. 2.

Mr. President, I move that the Committee on Rules, heretofore appointed at the Regular Session of the Forty-fourth Legislature, be requested to report rules for consideration and adoption for this the Second Called Session of the Legislature.

COLLIE.

Read.

A second reading was called for. Pending.

### Senate Bill No. 3.

By Senators Martin and Sanderford:

S. B. No. 3, A bill to be entitled "An Act providing for the security for the old aged of the State of Texas and creating a Board for the purpose of carrying out the provisions of this act and to that end provision is made for the control and management of the sale and disposition of intoxicating liquors in the State, and declaring an emergency."

Read and referred to the Committee on Finance.

### Points of Order.

Senator Moore raised the point of order that S. B. No. 3 was out of order because it was a liquor monopoly bill and was in no way germane to the old age pension measure, which was the only subject coming within the Governor's call.

Senator Holbrook raised the point of order, that this bill is out of order as it violates that section of the Constitution which provides that all revenue raising measures must originate in the House.

The Chair sustained the points of order, stating that this is a jurisdictional matter and a point of order as to jurisdiction can be raised at any time and that unless the bill is one

which sets up a system of old age pensions or raises revenue for paying old age pensions, it cannot be considered by either House and that if it is simply a matter which provides revenue, it MUST originate in the House of Representatives.

Senator Stone asked unanimous consent for the Senator to yield for a motion to recess.

Objections were heard.

### Senator Excused.

Senator Shivers was excused on account of important business on motion of Senator Burns.

### Senate Resolution No. 2.

The question recurred on the pending resolution.

The Chair ruled that the Senate was operating under the rules of the First Called Session.

### Point of Order.

Senator Rawlings raised the point of order that the Senate cannot adopt a blanket motion instructing a committee to adopt a set of rules.

The Chair, President Pro Tem. W. R. Poage, presiding, overruled the point of order.

Senator Collie moved to suspend the rule requiring resolutions to be referred to a committee.

The motion lost by viva voce vote.

S. R. No. 2 was referred to the Committee on Rules.

### Recess.

Senator Redditt, at 12:15 o'clock p. m., moved that the Senate recess until 10:00 o'clock a. m. Thursday.

The motion prevailed by viva voce vote.

### FIRST DAY—(Continued).

Senate Chamber,  
Austin, Texas,  
October 17, 1935.

The Senate met at 10:00 o'clock a. m., pursuant to recess, and was called to order by President Pro Tem. W. R. Poage.

### Motion to Recess.

Senator Van Zandt at 10:10 o'clock a. m. moved that the Senate

recess until 10:00 o'clock a. m., Friday.

The motion prevailed by the following vote:

Yeas—11.

Burns.	Poage.
Cotten.	Regan.
Hill.	Small.
Holbrook.	Sulak.
Isbell.	Van Zandt.
Pace.	

Nays—7.

Collie.	Sanderford.
Hornsby.	Stone.
Moore.	Woodruff.
Rawlings.	

Present—Not Voting.

DeBerry.

Absent.

Beck.	Neal.
Blackert.	Nelson.
Davis.	Redditt.
Hopkins.	Westerfeld.
Martin.	

Absent—Excused.

Fellbaum.	Shivers.
Oneal.	

## APPENDIX.

### Committee Reports.

Committee Room,  
Austin, Texas, October 17, 1935.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 2, A bill to be entitled "An Act creating a fund for Old Age Assistance; creating a Division of Public Welfare as a part of the Board of Control; granting Old Age Assistance to resident citizens of the State of Texas over the age of sixty-five years and prescribing the requirements of applications therefor; providing for a hearing upon such application, the approval thereof; prescribing the time of payment of such assistance; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, and be mimeographed only.

REDDITT, Chairman.

Committee Room,  
Austin, Texas, October 17, 1935.  
Hon. Walter F. Woodul, President of  
the Senate.

Sir: We, your Committee on Finance, to whom was referred

S. B. No. 1, A bill to be entitled "An Act creating a fund for Old Age Assistance; creating a Division of Public Welfare as a part of the Board of Control; granting Old Age Assistance to resident citizens of the State of Texas over the age of 65 years and prescribing the qualifications prerequisite to such assistance; prescribing the requirements of applications therefor; providing for a hearing upon such application, the approval thereof and the placing of the name of the applicant upon the Old Age Assistance Rolls; how the amount thereof may be determined and the method in which the fund shall be allocated; and declaring an emergency."

Have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass, with Committee Amendments Nos. 1 and 2, and be mimeographed only.

REDDITT, Chairman.

### Committee Amendment No. 1.

Amend S. B. No. 1 by striking out any and all provisions which undertake to provide pensions for every person over sixty-five years of age, without regard to the needs of such persons.

### Committee Amendment No. 2.

Amend S. B. No. 1 by striking out all that part of the bill providing for a sales tax, (Secs. 34 to 79, inclusive.)

### Minutes of Committee Meetings.

Minutes of Senate Finance Committee  
Held October 16, 1935.

#### Regular Meeting.

Present: Redditt, Beck, Burns, Holbrook, Hornsby, Isbell, Martin, Neal, Nelson, Oneal, Poage, Rawlings, Sanderford, Small, Woodruff.

Absent—excused: Hill, Hopkins, Regan, Stone, Sulak, Van Zandt.

S. B. No. 1 reported favorably, with committee amendments, and ordered mimeographed only.

S. B. No. 2 reported favorably, and ordered mimeographed only.

REDDITT, Chairman.